IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE SIXTH DAY OF FEBRUARY
TWO THOUSAND AND SIX

PRESENT

THE HON'BLE MR JUSTICE R.SUBHASH REDDY

WRIT PETITION NO : 2129 of 2006

Between:

Mr. Dasari Srinivas Rao

..... PETITIONER

AND

The Commissioner, Guntur Municipal Corporation Guntur Guntur district.

….Respondent.

THE HONOURABLE SRI JUSTICE R. SUBHASH REDDY

WRIT PETITION NO. 2129 OF 2006

ORDER:

This Writ Petition is filed seeking writ of mandamus, to declare the action of the respondent in rejecting the claim of the petitioner for appointment to suitable job on compassionate grounds as illegal and arbitrary.

In the affidavit filed in support of the writ petition, it is stated, that the father of the petitioner, by name, Dasari Rama Rao, worked as Public Health Mastry in the office

of the respondent and died on 2-3-1978. The petitioner has made claim for appointment on compassionate grounds, for the first time, on 27-9-1995, i.e. nearly seventeen years after death of his father. The communication dated 20-1-2005 sent by the Commissioner, Municipal Corporation, Guntur, to the Secretary, District Legal Services authority, discloses, that as per the scheme, the application is to be made within one year from the date of demise of the employee. The explanation of the petitioner is that, he was minor at that point of time; as such, he could not make application within the period of one year. But, however, it is to be seen, even after attaining majority, the petitioner has not claimed appointment on compassionate grounds within reasonable time. The very object and intent of the scheme is to give immediate assistance to the members of the bereaved family of the deceased employee. Having regard to the nature and object of the scheme, the petitioner, after this length of time, cannot seek any direction by way of mandamus for appointment on compassionate grounds.

The Writ Petition is devoid of merits, and the same is accordingly dismissed at the admission stage.

JUSTICE R. SUBHASH REDDY

DATED: 06-02-2006.

Msnr.